



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION II
26 FEDERAL PLAZA
NEW YORK, NEW YORK 10278

31 MAY 1983

CERTIFIED MAIL -
RETURN RECEIPT REQUESTED

Ms. Barbara Gardner
Attorney, Legal Department
Aluminum Company of America
1501 Alcoa Building
Pittsburgh, PA 15219

Re: York Oil Site
Moir, New York

Dear Ms. Gardner:

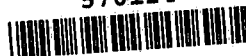
The United States Environmental Protection Agency ("EPA") has documented a release and/or threatened release of hazardous substances, pollutants and contaminants at the York Oil Site ("the Site") in Moira, New York. EPA plans to spend public funds to investigate this release pursuant to the Comprehensive Environmental Response, Compensation and Liability Act of 1980, 42 U.S.C. Section 9601 et seq. ("CERCLA"). EPA may spend additional public funds to mitigate and control the release unless the Agency determines that such action will be done properly by a responsible party.

Responsible parties under CERCLA include current and past owners or operators, and persons who generated the substances or were involved in transport, treatment, or disposal of them. Under CERCLA and other laws, responsible parties may be liable for money expended by the government to take necessary corrective action at the site, including but not limited to investigation, planning, cleanup and enforcement.

EPA has information which indicates that you may be a responsible party. This information includes New York State industrial waste surveys, interviews with truck drivers, a Toxic Substances Control Act PCB inspection report regarding ALCOA's ~~Morgan~~ ^{Massena} facility, and ~~Pierce~~ ^{Pierce} Oil (York Oil) invoices by ALCOA.

This letter is to notify you that EPA is considering conducting additional immediate removal action at the site due to an overflow of contaminated oil. Due to the imminent nature of this problem, please notify EPA by telephone within five (5) calendar days of your receipt of this letter if you wish to undertake this immediate removal action. Otherwise, we will assume that you decline to voluntarily undertake the additional immediate removal work as defined.

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You may contact Mr. Andrew Praschak, of the Office of Regional Counsel, by telephone at (212) 264-2645. I hope you will give this matter your immediate attention.

Sincerely yours,



Conrad Simon
Director
Air & Waste Management Division

cc: Norman Nosenchuck, Director
Division of Solid Waste
New York State Department of
Environmental Conservation

James Sevinsky, Assistant
Attorney General
Environmental Protection Bureau

bcc: Steve Sinkez (WH-527)
Frank Barber (WH-527F)
Andrew Praschak, ENF-RC
Frad Rubel, SA-ER